Ex & P.H. - (1955/48) Department.

'M' SERIES.

G.O. No. 3884 P.H

Dated 16.11.48

[Despatch Abstract.]

Chemical Examiners Dept — Medico-legal reports views of this Court communicated to the Serologist and Chemical Examiners to the Govt of India

Copy of letter No.4348/S, dated 5th October 1938, from the Serologist & Chemical Examiner to the Government of India, Calcutta,, to the Secretary, Judicial Department, Government of Madras, Madras.

* * *

MEMO.

It is proposed to destroy the old records of reports of this office up to the end of 1943. A specimen copy of the report is enclosed. The registers, which are the original records of the reports, will be preserved. From them the reports, if necessary, can be reporduced. The reproduced reports will be materially the same as the copies intended for destruction. The wording may be different in as much as the negative may be described before the positive or vice versa. The specimen copy when reproduced may be.

"Items Nos.10 and 13 are bloodstained but the bloodstains are disintegrated and their origin cannot be determined. The bloodstains on item No.11 are disintegrated and their origin cannot be determined. Items Nos.8 and 12 are stained with human blood. The remaining two items are not bloodstained".

in place of

"Items Nos.8 and 12 noted above are stained with human blood. Items Nos.9 and 14 are not bloodstained. Items Nos.10 and 13 are bloodstained but the bloodstains are disintegrated and their origin cannot be determined. The bloodstains on item No.11 are disintegrated and their origin cannot be determined.* as is given in the enclosed specimen copy.

(P.T.O.)

Another difference will be that the identification numbers of the Chemical Examiners will not reproduced.

Copy of letter No.26-22/48-M dated 9-8-48 from the Director General of Health Services, New Delhi, to the Serologist, Government of India, quoting a communication on the subject from the Ministry of Law, Government of India, is also enclosed.

Will you kindly accord sanction for the destruction of record of reports of your Province?

/True Copy/

Superintendent
Madras Record Office

21/5

FORM TO BE USED BY THE SEROLOGIST, GOVERNMENT OF INDIA,
WHEN REPORTING THE RESULT OF ANALYSIS.

No.3746 S.

From the
The Serologist and Chemical Examiner,
To the Government of India.

To
The Chemical Examiner, Agra.
Original to the District Magistrate, Bhandara (C.P.)

Calcutta 4th September 1948.

Your letter No.5860, dated 17/18-8-48, advising a parcel per post, which was received in this office on 23-8-48.

MODE IN WHICH PARCEL WAS FOUND TO BE PACKED ON RECEIPT AND DESCRIPTION OF SEAL.

The parcel consisted of a packet enclosed within cloth cover sealed with impressions of your official seal.

It contained, according to you, portion of bloodstained articles as overleaf received by you from Bhandara in case No.752B/750BR on your file. Items Nos.10, 13 and 14 are herewith returned.

(P.T.O.)

DESCRIPTION OF ARTICLES.

Marked by me		Marked by you	
8	Dhoti	2	you
9	Dagger (scrapings)	4	-blood not confirmed by/
10	Sari	5	- Do- examinyou ed
11	Dhoti	7	
12	Dhoti	8	
13	Nails	9	blood not examined by
14	Nails	10	you

RESULT OF ANALYSIS.

Items Nos.8 and 12 noted above are stained with human blood. Items Nos.9 and 14 are not bloodstained. Items Nos.10 and 13 are bloodstained but the bllodstains are disintegrated and their origin cannot be determined. The bloodstains on item No.11 are disintegrated and their origin cannot be determined.

Sd/S.D.S. Greval.

/True Copy/

SUPERINTENDENT,
Madras Record Offi
-5-1953.

ss/20.5.

VPR 21/5

Copy of letter No.26-22/48-M, dated 9-8-48 from the Director General of Health Services, New Delhi, to the Serologist & Chemical Examiner, Government of India, School of Tropical Medicine, Calcutta.

* * * *

Reference your Memorandum No.2291/S, dated the 5th July, 1948, regarding the destruction of office copies of medicolegal reports.

The Ministry of Law, who have been consulted in the matter, have made the following observations:-

"The documents, of which a specimen copy has been sent, relate to the purposes of the Province (namely, Administration of Justice) and rules for the destruction of these documents can be made under Section 3 (1) read with secion 3(2)(c)(i) of the Destruction of Records Act, 1917, by the Provincial Government or any officer specially authorised in that behalf by that Government . If any rules exist in the matter (a point which may be verified by the Seriologist), the destruction should of course be in accordance with those rules. If there are no such rules, the Serologist may be advised to destroy the documents in question with the consent of the Provincial Governments concerned.

2. In Criminal cases it is sometimes necessary to ascertain whether certain articles which appear to bear marks of blood are really stained with human blood. In course of investigation the police send up the articles properly sealed to the Chemical Examiner. The articles are then examined by the Serologist and Chemical Examiner to the Government of India and his report is put in evidence under Section 510 of the Code of Criminal Procedure.

(P.T.O.)

minal cases do not remain pending for more than five years. There seems to be no objection to the documents in question being destroyed at the end of five years as proposed. But the matter, for the reasons already given, is not for the Central Government to decide, and it has therefore been suggested in paragraph I that the advice of the Provincial Governments concerned may be obtained before destruction is effected".

The necessary action may please be taken you you accordingly.

/True Copy/

Superintendent
Madras Record Office.

VR
21/5

Copy of letter R. No.101570-M(I) /48 dated 6th November 1948, fr Col. S.L.Bhatia, CIE., MC,MA, MD (Cantab) FRCP (Lond) FRS (E) Surgeon-General with the Government of Madras, Madras, to the Secretary to Government, Education and Public Health Department, Madras.

Ref: Government Endorsement No.76620 GI/48 - 1 P.H. dated 21st October 1948.

Sub: Medico-legal Reports - Destruction of old records

- - -

I have done the honour to state that there is no objection to the destruction of record of reports of this province.

The enclosure to the Government endorsement is returned herewith.

/True Copy/

SUPERINTENDENT,
Madras Record Office,
-5-1953.

ss/21.5.

Education and Public Health GI.

Letter
Ms. 3884, dated 16th November 1948.

To

the Serologist and Chemical Examiner to the Government of India,
C A L C U T T A.

Sir,

Medico - Legal Reports - Destruction of old records.

With reference to your letter No.4348/S, dated the 5th October 1948, on the subject mentioned above, I am directed to state that this Government have no objection to the destruction of record of reports of this Province.

Yours faithfully,
xxxxx

Copy to the Surgeon-General.

with ref. to his letter R.No.101570/True Copy/ M(1)/48 dated 6-11-48.

SUPERINTENDENT,
Madras Record Office,
- 5 - 1953.

ss/21.5.

21/5.